

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTIETH LEGISLATURE

ONE HUNDRED SECOND LEGISLATIVE DAY
THURSDAY, APRIL 23, 2009

House of Representatives

The House convened at 9:30 a.m., the Speaker in the Chair.

Roll call showed 66 members present.

Absent and excused – Clark, Crane, Lake, Rusche. Total – 4.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Taleesha Willie, Page.

Approval of Journal

April 23, 2009

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the One Hundred and First Legislative Day and recommend that same be adopted as corrected.

CLARK, Chairman

Mr. Clark moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

Consideration of Messages from the Governor and the Senate

April 22, 2009

Mr. Speaker:

I transmit herewith enrolled [S 1221](#) and [SCR 112](#) for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled [S 1221](#) and [SCR 112](#) and, when so signed, ordered them returned to the Senate.

April 22, 2009

Mr. Speaker:

I return herewith enrolled [H 178](#), as amended, [H 312](#), and [H 313](#) which have been signed by the President.

WOOD, Secretary

Enrolled [H 178](#), as amended, [H 312](#), and [H 313](#) were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

April 22, 2009

Mr. Speaker:

I transmit herewith [S 1226](#) which has passed the Senate.

WOOD, Secretary

[S 1226](#) was filed for first reading.

April 22, 2009

Mr. Speaker:

I transmit herewith [S 1224](#), [S 1229](#), [S 1230](#), and [S 1231](#) which have passed the Senate.

WOOD, Secretary

[S 1224](#), [S 1229](#), [S 1230](#), and [S 1231](#) were filed for first reading.

April 22, 2009

Mr. Speaker:

I return herewith [H 314](#), [H 315](#), [H 319](#), [H 320](#), [H 322](#), [H 316](#), [H 317](#), [H 318](#), [H 321](#), [H 195](#), and [H 198](#), as amended, which have passed the Senate.

WOOD, Secretary

[H 314](#), [H 315](#), [H 319](#), [H 320](#), [H 322](#), [H 316](#), [H 317](#), [H 318](#), [H 321](#), [H 195](#), and [H 198](#), as amended, were referred to the Judiciary, Rules, and Administration Committee for enrolling.

Report of Standing Committees

April 23, 2009

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed [H 328](#) and [H 329](#).

CLARK, Chairman

[H 328](#) was referred to the Education Committee.

[H 329](#) was filed for second reading.

April 23, 2009

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled [H 287](#), [H 299](#), [H 308](#), [H 309](#), [H 310](#), [H 301](#), and [H 302](#).

CLARK, Chairman

The Speaker announced he was about to sign enrolled [H 287](#), [H 299](#), [H 308](#), [H 309](#), [H 310](#), [H 301](#), and [H 302](#) and, when so signed, ordered them transmitted to the Senate for the signature of the President.

April 22, 2009

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled [H 306](#) to the Governor at 11:15 a.m., as of this date, April 22, 2009.

CLARK, Chairman

April 22, 2009

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled [HCR 30](#) to the Secretary of State at 11:14 a.m., as of this date, April 22, 2009.

CLARK, Chairman

There being no objection, the House advanced to the Eighth Order of Business.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 330
BY APPROPRIATIONS COMMITTEE
AN ACT

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jarvis, King, Kren, Labrador, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Roberts, Ruchti, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 60.

NAYS – Durst, Jaquet, Killen, Ringo, Sayler, Trail. Total – 6.

Absent and excused – Clark, Crane, Lake, Rusche. Total – 4.

Paired Votes:

AYE -- Anderson NAY -- Durst

(Pairs enumerated in roll call above.)

Total – 70.

Whereupon the Speaker declared [H 218](#), as amended in the Senate, passed the House. Title was approved and the bill referred to the Judiciary, Rules, and Administration Committee for enrolling.

[H 187](#), as amended in the Senate, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Patrick to open debate.

The question being, "Shall [H 187](#), as amended in the Senate, pass?"

Roll call resulted as follows:

AYES – Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 65.

NAYS – None.

Absent and excused – Anderson, Clark, Crane, Lake, Rusche. Total – 5.

Total – 70.

Whereupon the Speaker declared [H 187](#), as amended in the Senate, passed the House. Title was approved and the bill referred to the Judiciary, Rules, and Administration Committee for enrolling.

[S 1204](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bilbao to open debate.

The question being, "Shall [S 1204](#) pass?"

Roll call resulted as follows:

AYES – Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis,

Killen, King, Kren, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Mr. Speaker. Total – 63.

NAYS – None.

Absent and excused – Anderson, Clark, Crane, Labrador, Lake, Rusche, Wood(35). Total – 7.

Total – 70.

Whereupon the Speaker declared that [S 1204](#) passed the House. Title was approved and the bill ordered returned to the Senate.

[S 1215](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Higgins to open debate.

The question being, "Shall [S 1215](#) pass?"

Roll call resulted as follows:

AYES – Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Mr. Speaker. Total – 63.

NAYS – Durst. Total – 1.

Absent and excused – Anderson, Clark, Crane, Lake, Rusche, Wood(35). Total – 6.

Total – 70.

Whereupon the Speaker declared that [S 1215](#) passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one legislative day. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Moyle moved that the House adjourn until 8:30 a.m., Friday, April 24, 2009. Seconded by Mr. Ruchti. Motion carried.

Whereupon the Speaker declared the House adjourned at 10:33 a.m.

LAWRENCE DENNEY, Speaker

ATTEST:

BONNIE ALEXANDER, Chief Clerk